

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GENERAL REFRACTORIES COMPANY,

Plaintiff,

v.

FIRST STATE INSURANCE COMPANY,
et al.,

Defendants.

Civil Action No. 04-CV-03509

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

IT IS HEREBY STIPULATED and AGREED, pursuant to F.R.C.P. 41(a)(1), by and between all parties through their respective counsel of record, that any and all claims of Plaintiff General Refractories Company ("Plaintiff") against Defendant OneBeacon Insurance Company (improperly identified as OneBeacon America Insurance Company as successor in interest to Potomac Insurance Company; also improperly identified as Potomac Insurance Company of Illinois) ("OneBeacon") are hereby dismissed without prejudice.

IT IS FURTHER STIPULATED AND AGREED, pursuant to F.R.C.P. 41(c) and F.R.C.P. 41(a)(1), by and between all parties through their respective counsel of record, that Defendant OneBeacon dismisses, without prejudice, its Counterclaim against Plaintiff, and dismisses, without prejudice, any and all Crossclaims against all Co-Defendants. Any and all Crossclaims of any Co-Defendant against Defendant OneBeacon are hereby dismissed without prejudice.

IT IS FURTHER STIPULATED AND AGREED that each of the parties to this stipulation shall bear and pay all costs and expenses heretofore incurred or to be incurred by each respectively in connection with the claims dismissed herein.

This 25th day of January, 2008.

PLAINTIFF GENERAL REFRACTORIES
COMPANY

By: 

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FIRST STATE INS. CO.,
HARTFORD ACCIDENT AND
INDEMNITY CO.

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TRAVELERS CASUALTY AND SURETY
CO.

(f/k/a The Aetna Casualty and Surety Co. and
incorrectly designated in the Complaint as
"St. Paul Travelers")

By: 

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AMERICAN EMPIRE SURPLUS LINES
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THE CONTINENTAL INS. CO.
(successor-in-interest to certain policies of
insurance issued by Harbor Ins. Co.,
incorrectly sued as "Harbor Ins. Co.")

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GOVERNMENT EMPLOYEES INS. CO.
("GEICO"), REPUBLIC INS. CO.,
WESTCHESTER FIRE INS. CO.

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CENTENNIAL INS. CO.

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AIU INS. CO., AMERICAN
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STATE INS. CO., LEXINGTON INS. CO.

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